

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JUNE 6, 2000
COUNTY COMMISSIONERS CHAMBERS
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.**

Commissioners Present: Kathy Campbell, Chair
Larry Hudkins, Vice Chair
Bernie Heier
Linda Steinman
Bob Workman

Others Present: Norm Agena, County Assessor
Kerry Eagan, Chief Administrative Officer
Dave Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, May 30, 2000. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Workman moved and Steinman seconded approval of the Board of Equalization minutes dated May 30, 2000. Campbell, Heier, Workman and Steinman voted aye. Hudkins was absent from voting. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 13 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Workman moved and Heier seconded approval. Heier, Campbell, Steinman and Workman voted aye. Hudkins was absent from voting. Motion carried.

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**St. Thomas Aquinas Church/Newman Center
Sesostris Shrine
Shepherd of the Hills Lutheran Church**

MOTION: Steinman moved and Heier seconded approval of motor vehicle tax exemptions for St. Thomas Aquinas Church/Newman Center and Shepherd of the Hills Lutheran Church and to approve a motor vehicle tax exemption for Sesostris Shrine subject to the vehicle(s) being registered and titled to the applicant. Steinman, Workman, Campbell, Heier and Hudkins voted aye. Motion carried.

The Chair recessed the Board of Equalization meeting until 2:30 p.m. when it was reconvened.

4) **DENIAL OF 451 TAX EXEMPTION ON REAL PROPERTY FOR 2000:**

University Place Art Center

The Assessor stated the property was purchased on April 1 and it will probably not be used for the remainder of the year. Recommendation was for denial.

MOTION: Workman moved and Steinman seconded to accept the Assessor's recommendation to deny the 451 tax exemption on real property for University Place Art Center for tax year 2000. Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

5) **REMOVAL OF 451 TAX EXEMPTION ON REAL PROPERTY FOR 2000:**

Friedens Evangelical Lutheran Church

The Assessor explained the property was sold on May 1, 2000.

MOTION: Steinman moved and Hudkins seconded to accept the Assessor's recommendation to remove the 451 tax exemption on real property for tax year 2000 for Friedens Evangelical Lutheran Church. Hudkins, Steinman, Workman, Heier and Campbell voted aye. Motion carried.

6) **PARTIAL APPROVAL OF TAX EXEMPTION ON REAL PROPERTY FOR 2000:**

Capitol City Christian Church

Norm Agena, County Assessor, recommended partial approval of the tax exemption.

MOTION: Steinman moved and Heier seconded to accept the Assessor's recommendation for partial approval of a tax exemption on real property for tax year 2000 for Capitol City Christian Church. Steinman, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

7) **ADJOURNMENT**

By direction of the Chair, the Board of Equalization meeting was adjourned.

Bruce Medcalf
County Clerk

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- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, May 30, 2000. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Hudkins moved and Steinman seconded approval of the minutes of the Board of Commissioners meeting dated May 30, 2000. Campbell, Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, June 6, 2000.

MOTION: Workman moved and Steinman seconded approval. Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) **SPECIAL PRESENTATIONS:**

- A. The Commissioners Award of Excellence was presented to Pam Branson with the Lancaster County Extension Office.
- B. A resolution proclaiming the week of June 5th through June 9th, 2000 as "Management Week." (R-00-65)

The Chair read Resolution 00-65 into the record.

Terri Storer, City Attorney's Office, and Deb Nerud, City Libraries appeared and thanked the County Board for their support on behalf of Leadership Link.

MOTION: Hudkins moved and Heier seconded approval of Resolution 00-65. Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

C. Reappointment of Jim Cada to the Veterans Service Committee for a five year term, commencing July 1, 2000 and ending June 30, 2005.

Gary Chalupa, Veterans Service Officer, appeared and introduced Jim Cada to the County Board.

He explained that the Veterans Service Committee consists of five volunteers who govern the administration of benefits and the manner in which business is conducted in the Veterans Service Office.

MOTION: Steinman moved and Heier seconded approval of the reappointment of Jim Cada to the Veterans Service Committee for a five year term, commencing July 1, 2000 and ending June 30, 2005. Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

4) **PUBLIC HEARINGS:**

County Board of Zoning Appeals, Appeal 112, requested by Larry and Dale Heitbrink for a variance of the rear yard setback from 50 feet to 21.1 feet, on property generally located east of Northwest 126th Street on the north side of Highway 34 and West Alvo Road in Lancaster County, Nebraska.

The Chair opened the public hearing and asked Mike DeKalb, Planning Department, for a brief review of Appeal 112.

The Clerk administered the oath to Mike DeKalb, Planning Department.

DeKalb reported that the applicant had requested an Administrative Subdivision to split off the farm house to a parcel consisting of 3.017 acres. The variance, he said, will allow the applicant to keep the buildings with the farm. DeKalb indicated a recommendation of approval from the County Board of Zoning Appeals because it is an unusual circumstance based on the structures and layout.

The Clerk administered the oath to Larry Heitbrink, applicant.

Heitbrink stated that he intends on selling the house to his son. He said there is a dairy on the remaining property that he and his brother would continue to operate.

The Chair asked if anyone wished to testify in opposition of Appeal 112.

No one appeared and the hearing was closed.

MOTION: Hudkins moved and Heier seconded approval of County Board of Zoning Appeal, Appeal 112. Hudkins, Steinman, Workman, Heier and Campbell voted aye. Motion carried.

5) **OLD BUSINESS:**

- A. **An addendum to a contract, executed June 1, 1999, with Marsh USA Inc. for consulting services with regard to benefits plans. The addendum provides for a ten percent increase in Marsh USA Inc. fees beginning June 1, 2000 through May 31, 2001. (C-00-253)**

MOTION: Steinman moved and Workman seconded approval. Steinman, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

- B. **An interlocal agreement with the City of Lincoln regarding the use of wastewater residual on crop land. The County will provide administrative support and education and the City will provide transport and disposal of biosolids and financial support. The agreement may be terminated by either party giving six months notice. (C-00-137)**

MOTION: Steinman moved and Heier seconded approval. Heier, Workman, Hudkins, Campbell and Steinman voted aye. Motion carried.

6) **NEW BUSINESS:**

- A. **An application for a Special Designated License from Crooked Creek Golf Club, located at 134th and "O" Streets, to hold a golfing event on Sunday, June 11, 2000 from 8 a.m. to Noon.**

Steinman asked if the Sheriff's Office had a recommendation.

Terry Wagner, Sheriff, appeared and indicated they had no reason for denial.

MOTION: Steinman moved and Heier seconded approval. Campbell, Steinman, Workman, Heier and Hudkins voted aye. Motion carried.

- B. **Agreements for the Families First and Foremost pilot program to collect data and information and provide follow-up services for children with whom the contractor comes in contact. The County will pay the following contractors \$7,500 for their respective month of service:**

- * **Child Guidance, beginning June 1, 2000 and ending June 30, 2000 (C-00-285)**
- * **Cedars Youth Services, beginning August 1, 2000 and ending August 31, 2000 (C-00-284)**

MOTION: Hudkins moved and Steinman seconded approval. Heier, Workman, Steinman, Campbell and Hudkins voted aye. Motion carried.

- C. **An agreement with Nebraska Mental Health Center for professional services to provide complete evaluation and recommendations for treatment planning services to youth identified by the Office of Juvenile Services and Juvenile Court, beginning April 20, 2000 and ending July 1, 2000. The County will pay \$1,500 per evaluation. (C-00-283)**

Dave Johnson, Deputy County Attorney, stated if the County Board moves approval of the agreement it should be subject to receiving signed originals and also subject to receiving a signed addendum specifying that Dr. Nessetti conducts the evaluations.

MOTION: Steinman moved and Heier seconded approval of the agreement subject to receiving signed originals and also subject to receiving a signed addendum specifying that Dr. Nessetti conducts the evaluations. Steinman, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

- D. **A resolution amending resolution R-00-62 to include Human Services in the transfer of appropriations, in the amount of \$5,896, from the General Fund Miscellaneous Budget to various General Fund Agencies. (R-00-64)**

MOTION: Workman moved and Steinman seconded approval of Resolution 00-62. Workman, Campbell, Hudkins, Steinman and Heier voted aye. Motion carried.

- E. **A resolution defining ambulance services needs for Lancaster County, Nebraska. (R-00-66)**

Campbell stated the County Board received a letter in April, which included a sample resolution, from the Lancaster County Medical Society putting forth proposals regarding ambulance service needs. Since that time, she stated, the County Board has spent time at every staff meeting, over the course of the past six to eight weeks, inviting individuals to visit with the Board to provide them with education on the issue.

She explained that the provision of ambulance service currently is performed in conjunction with 17 rural fire districts who have worked together through the Mutual Aid Society. In researching the issue, Campbell stated, the County Board discovered that there was no contract between Rural Metro, any of the 17 rural fire districts or the Mutual Aid Society. At that point, the Board felt they should articulate some of the principles pertinent to the community and a resolution was drafted.

Campbell read Resolution 00-66 into the record.

Campbell stated she had been asked a question by the Southwest Rural Fire District about the fact that they have their own ambulances and a medical director in place.

She stated her response was that the differences, in terms of ownership of ambulances or medical director retention, would probably be outlined in the contract between the provider and the Mutual Aid Society.

Workman stated that he supports the resolution and commented that the Mayor and City Council have been very receptive to the County Board's comments and requests. He said he feels confident that they will choose a provider in the best interest of the rural residents as well as the residents of the City.

Natalie Olson, Executive Director of the Lancaster County Medical Society, appeared and asked that Item 3 of the resolution be clarified and suggested the following language, "The entire pre-hospital emergency medical care system should be subject to independent medical oversight".

Kerry Eagan, Chief Administrative Officer, indicated that was the intent of the County Board.

MOTION: Steinman moved and Hudkins seconded approval of Resolution 00-66 subject to the inclusion of the following language on Item 3, "The pre-hospital emergency medical care system should be subject to independent medical oversight".

Mike Morosin, past president of the Malone Neighborhood Association, thanked the County Board for their time on the matter.

ROLL CALL: Hudkins, Workman, Heier, Campbell and Steinman voted aye. Motion carried.

F. Recommendation from the Purchasing Agent and the County Engineer to recognize the following bids for furnishing gravel and rock for Fiscal Year 2001: (B-00-24)

Gravel

- * Concrete Industries doing business as Western Sand & Gravel at \$6 per ton
- * Bluff Gravel at \$5.50 per ton

Rock

- * Kerford Limestone at \$7.95 per ton
- * Martin-Marietta at \$8.80 per ton

MOTION: Steinman moved and Heier seconded approval. Campbell, Heier, Steinman, Workman and Hudkins voted aye. Motion carried.

G. Recommendations from the Personnel Policy Board for the following: (M-00-47)

Creation of Classifications

- * Court Services Clerk at a proposed pay grade of \$19,084 to \$25,051.52
- * Court Services Supervisor at a proposed pay grade of \$23,046 to \$30,270.24

Change in pay grade for the following classifications:

- * Correctional Specialist II from \$34,559.20 to \$45,456.32 to \$36,133.76 to \$47,634.08
- * Statistical/Modeling Analyst from \$41,381.60 to \$54,922.40 to \$43,372.16 to \$57,645.12

Deletion of the following classification:

- * Accounting & System Supervisor
- * Amendment of Rule 1 (Definitions) of the Personnel Rules
- * Amendment of Rule 17.2 (Full-time Salary Rates) of the Personnel Rules
- * Revisions to Family and Medical Leave Act Personnel Policy Bulletin

MOTION: Steinman moved and Workman seconded approval. Hudkins, Campbell, Steinman, Heier and Workman voted aye. Motion carried.

- H. Authorization of National Bank of Commerce, as Trustee, to disburse \$9,765.44 from the juvenile detention center bond proceeds to Sinclair Hille Architects for architectural services for the new Lancaster County Juvenile Detention Center. (M-00-46)**

MOTION: Steinman moved and Heier seconded approval. Campbell, Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

- I. A salary increase for Paul Cooney, Deputy Public Defender, to Attorney II, at an annual salary of \$51,920, effective June 15, 2000. (M-00-45)**

MOTION: Heier moved and Steinman seconded approval. Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

- J. Request from Mary L. Krasser, an employee in the Corrections Department, to voluntarily participate in the Lancaster County Retirement Plan. (M-00-41)**

MOTION: Heier moved and Workman seconded approval. Steinman, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

- 7) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Setting of public hearings for Tuesday, June 20, 2000 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building for the following:
1. County Special Permit 180, Ironhorse Acres Community Unit Plan, requested by Brian D. Carstens & Associates on behalf of Kirk Helmink, consisting of 12 dwelling units, with Outlots B and C to be preserved for native prairie and/or pasture uses, on property generally located at the northeast corner of South 82nd Street and Pella Road in Lancaster County, Nebraska.
 2. County Preliminary Plat 00006, Ironhorse Acres, requested by Brian D. Carstens & Associates on behalf of Kirk Helmink, consisting of 13 lots and three outlots, on property generally located at the northeast corner of South 82nd Street and Pella Road in Lancaster County, Nebraska.
- B. Setting of a public hearing for Tuesday, July 11, 2000 at 1:30 p.m. in the County Commissioners Chambers, Room 113, on the first floor of the County-City Building regarding an application for an amusement license from Ron Talbert to operate a private park, located at 201 West South Street, for an outdoor assembly area, campground and flea market.
- C. Rights-of-way contracts relating to road improvements between the County Engineer and the following:
- * Alvin Klug, in the total amount of \$417.50, at Northwest 84th Street and Highway 34; Project 01. (2 contracts) (C-00-288 & C-00-289)
 - * Alta F. Deuser Family Trust, in the amount of \$231.08, at North 176th Street and Little Salt Road; Project C. P. A-246. (C-00-287)
 - * Daryl D. Mitchell, in the amount of \$87.26, at South 38th Street and Martell Road; Project C. P. S-273. (C-00-286)

MOTION: Steinman moved and Hudkins seconded approval of the Consent Items. Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

8) **OTHER BUSINESS:**

Campbell informed the County Board she had received a telephone call from the Chairman of the Firth Village Board regarding the viaduct issue. She stated she was invited to the village board meeting to be held later in the evening for discussion on the issue, however, she declined because the County Board does not have a defined position regarding the viaduct.

9) **ADJOURNMENT**

MOTION: Heier moved and Hudkins seconded adjournment of the Board of Commissioners meeting. Hudkins, Steinman, Workman, Heier and Campbell voted aye. Motion carried.

Bruce Medcalf
County Clerk